

RESOLUTION

A RESOLUTION SETTING A PUBLIC HEARING ON THE VACATION OF A 10-FOOT WIDE PEDESTRIAN EASEMENT LOCATED ON LOT 3, MENARDS ANKENY ADDITION PLAT 2

WHEREAS, the staff of the City of Ankeny has recommended that the City vacate the Pedestrian Easement recorded as part of Menards Ankeny Addition Plat 2 in Book 8759, Page 615 of the records of the Polk County Recorder said easement being legally described as follows:

THE SOUTH 10.00 FEET OF THE NORTH 35.00 FEET OF LOT 3, MENARDS ANKENY ADDITION PLAT 2, AN OFFICIAL PLAT IN THE CITY OF ANKENY, POLK COUNTY, IOWA. CONTAINING 2,466.30 SQUARE FEET.

WHEREAS, City staff has reviewed and approved said easement vacation; and

WHEREAS, the Code of Iowa provides that easements may be vacated only after notice and hearing as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Ankeny, Iowa, that a public hearing before this Council on the proposal set forth in the preamble to this Resolution is set for 5:30 PM, on the 15th day of February, 2010. The City Clerk is directed to publish Notice of said hearing at the time and in the manner required by law.

Dated at Ankeny, Iowa this 1st day of February, 2010.

Steven D. Van Oort, Mayor

ATTEST:

Pamela DeMouth, City Clerk